(3) Single Bench

C.S. 300/

IN THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION NO. 546 /2005

PETITIONERS :- 1) Nagendra Kumar son of Prabhakar Tripathi by caste- Bramhan, aged about 23 years, resident of village- Kodawavani, Tah. Mungeli, Distt. Bilaspur (C.G.).

2) Bhikham Singh son of Dayaram Rajput, by caste- Thakur, aged about 38 years, resident of village Kodawavani, Tah. Mungeli, District Bilaspur (C.G.).

P.R. No. 564/05 Bilaspur
Presented in P.S. Bilaspur
dated 11-02-05

3) Naresh Kumar son of Bajraha, by caste- Nirmalkar, aged about 36 years, resident of Kodawavani, Tah. Mungeli, Distt. Bilaspur (CG).

VERSUS

RESPONDENTS :- 1) The State of Chhattisgarh, Through- Secretary, Department of Panchayat & Social Welfare Mantralaya, Raipur (C.G.).

2) The Collector, Bilaspur (C.G.).

3) The Joint Director, Panchayat Bilaspur (C.G.).

4) The Sarpanch, Gram Panchayat Kodawavani, Tah. Mungeli, Distt. Bilaspur (C.G.).

5) Narmada Singh S/o Ghanshyam Singh, By caste- Thakur, aged about 22 years, R/o. Village Kodawavani, Tah. Mungeli, Distt. Bilaspur (CG).

संयुक्त आयुक्त, बिलासपुर संभाग बिलासपुर 955/05 एस आर कोशिका 11/2/05

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WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

1) PARTICULARS OF THE PETITIONERS :-

As given above in the cause title.

(51)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. No. 546 of 2005

Petitioner — Nagendra Kumar & others

Versus

Respondents — State of Chhattisgarh and others

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri M. K. Bhaduri, Advocate for the petitioners.

Smt. Anju Ahuja, Deputy Govt. Advocate for the respondents No.1 to 3.

Shri Ashok Soni, Advocate for the respondents No. 4 and 5.

ORDER

(Passed on this 9th day of February, 2007)

1. Learned counsel appearing for the petitioner submits that the petitioner has not availed the alternative remedy of appeal under Rule 3 (b) of the M. P. Panchayats (Appeal and Revision) Rules, 1995. The petitioner seeks liberty of this Court to withdraw the petition with liberty to avail the statutory remedy.
2. It is ordered accordingly.
3. The petition is dismissed as withdrawn with the above stated liberty. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur